



04/02/97

FWC

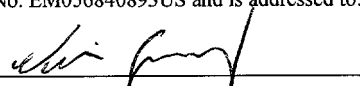
DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION: CLASS	PRIOR APPLICATION: EXAMINER	ART UNIT
203442102501	SUBCLASS	R. Hayes	1818

68340 U.S. PTO  
08826577

Morrison & Foerster LLP  
755 Page Mill Road  
Palo Alto, California 94304-1018

## CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that this paper or fee is being deposited on April 2, 1997 with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 as Express Mail Label No. EM056840893US and is addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231.

  
Virachack Souvannavong

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REQUEST FOR FILING CONTINUATION APPLICATION  
UNDER 37 C.F.R. § 1.62**

Box FWC  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This is a Request for filing a continuation application under 37 C.F.R. § 1.62 of prior application Serial No. 08/404,832, filed on March 13, 1995 entitled CD40 BINDING COMPOSITIONS AND METHODS OF USING SAME by the following inventor:

FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
Dixit		Vishva	M.
RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
Ann Arbor		Michigan	United States of America
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
1300 Pepperpike		Ann Arbor	MI 48105

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned under 37 C.F.R. § 1.62(g) as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application (No new specification is required, 37 C.F.R. § 1.62(e)).

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- ☒ Enter the unentered amendment previously filed on February 3, 1997 under 37 C.F.R. § 1.116 in the prior application.
- ☐ A preliminary amendment is enclosed.
- ☐ This application is being filed by less than all the inventors named in the application. The Assistant Commissioner is requested under 37 C.F.R. § 1.62(a) to delete the names of the following person or persons from the prior application who are not inventors of the invention being claimed in this application:
- ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended above.

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	20 - 20 =	0	x \$22.00	\$0
INDEPENDENT CLAIMS	2 - 3 =	0	x \$80.00	\$0
MULTIPLE DEPENDENT CLAIM(S) (if applicable) (37 C.F.R. § 1.16(d))			+ \$260.00	\$
			BASIC FEE	\$770.00
			EXTENSION FEE	\$390.00
			TOTAL OF ABOVE CALCULATIONS =	\$1,160.00
Reduction by 1/2 for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28).				\$580.00
			TOTAL =	\$580.00

- ☒ Verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27:
- ☐ is enclosed.
- ☒ was filed in the prior application serial no 08/404,832 filed March 13, 1995 and such status is still proper and desired (37 C.F.R. § 1.28 (a)).
- ☒ A check in the amount of \$580.00 is enclosed.
- ☐ The Assistant Commissioner is hereby authorized to charge \$580.00 to **Deposit Account No. 03-1952**. A duplicate copy of this request is enclosed for that purpose.
- ☐ The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required, or credit any overpayment to **Deposit Account No. 03-1952**.
- ☐ A new oath or declaration in compliance with 37 C.F.R. § 1.63 is included since this application is a continuation-in-part which discloses and claims additional matter.

- ☒ Amend the specification by inserting after the title the sentence:
- - This application is a continuation of application Serial No. 08/404,832, filed March 13, 1995, now abandoned. - -
- ☐ Priority of foreign application Serial No. , filed on in is claimed under 35 U.S.C. § 119(a) through (d).
- ☐ The certified copy of the priority application is enclosed.
- ☐ The certified copy of the priority application was been filed in prior application serial no. , filed on .
- ☐ A certified copy has NOT yet been filed.
- ☒ The prior application is assigned of record to The Regents of the University of Michigan.
- ☒ Also enclosed: Petition for an Additional Two Month Extension of Time; Information Disclosure Statement; Form PTO-1449; 4 references; return receipt postcard.
- ☒ The power of attorney in the prior application is to:
- |                                       |                                      |
|---------------------------------------|--------------------------------------|
| Reid G. Adler (Reg No 30,988)         | Shmuel Livnat (Reg No. 33,949)       |
| David L. Bradfute (Reg No. 39,117)    | Harry J. Macey (Reg No. 32,818)      |
| Thomas E. Ciotti (Reg No. 21,013)     | Gladys H. Monroy (Reg No. 32,430)    |
| Patricia M. Drost (Reg No 29,790)     | Kate H. Murashige (Reg No. 29,959)   |
| Edward G. Durney (Reg No 37,611)      | Jackie N. Nakamura (Reg No 35,966)   |
| Tyler Dylan (Reg No. 37,612)          | Freddie K. Park (Reg No. 35,636)     |
| Nancy Joyce Gracey (Reg No 28,216)    | Robert Saltzberg (Reg No. 36,910)    |
| Gary A. Green (Reg No 38,474)         | Paul Schenck (Reg No. 27,253)        |
| Stuart P. Kaler (Reg No. 35,913)      | James R. Shay - Reg. No. 32,062      |
| Paul C. Kimball (Reg No 34,641)       | Debra A. Shetka (Reg No. 33,309)     |
| Antoinette F. Konski (Reg No. 34,202) | Cecily Anne Snyder - Reg. No. 37,448 |
| Susan K. Lehnhardt (Reg No. 33,943)   | E. Thomas Wheelock (Reg No. 28,825)  |
- ☒ Recognize as Associate Attorney(s):
- |   |                                       |
|---|---------------------------------------|
| Charles D. Holland (Reg No. 35,196)     | Laurie A. Axford (Reg No. 35,053)     |
| Mani Adeli (Reg No. 39,585)             | Catherine M. Polizzi (Reg No. 40,130) |
| Sean Brennan (Reg No. 39,917)           | James C. Peacock III (Reg No. 40,124) |
| J. Michael Schiff (Reg No. 40,253)      | Robert A. Millman (Reg No. 36,217)    |
| Robert K. Cerpa (Reg No. 39,933)        | Ronald D. Devore (Reg No. 39,958)     |
| Lee K. Tan (Reg No. 39,447)             | Alan W. Cannon (Reg No. 34,977)       |
| Madeline I. Johnston (Reg No. 36,174)   | Dahna S. Pasternak (Reg No. P-41,411) |
| Stephen C. Durant (Reg No. 31,506)      | Frank Wu (Reg No. P-41,386)           |
| Elaine T. Sale (Reg No. P-41,286)       | Hector Gallegos (Reg No. P-40,614)    |
| Barry E. Bretschneider (Reg No. 28,055) |                                       |

- ☒ Address all future communications (may only be completed by applicant, or attorney or agent of record) to:

Antoinette F. Konski  
Morrison & Foerster LLP  
755 Page Mill Road  
Palo Alto, California 94304-1018

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Respectfully submitted,

Dated: April 2, 1997



Antoinette F. Konski  
Registration No. 34,202

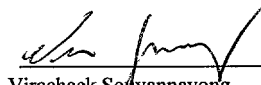
Morrison & Foerster LLP  
755 Page Mill Road  
Palo Alto, California 94304-1018  
Telephone: (415) 813-5730  
Facsimile: (415) 494-0792

Address of signator:

- ☐ Inventor
- ☐ Assignee of complete interest
- ☒ Attorney or Agent of record
- ☐ Filed under 37 C.F.R. § 1.34(a)  
(no associate Power of Attorney given)

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Virachack Sotvannavong

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the application of:

Vishva M. Dixit

Serial No.: 08/404,832

Filing Date: March 13, 1995

For: CD40 BINDING COMPOSITIONS AND  
METHODS OF USING SAME

Examiner: R. Hayes

Group Art Unit: 1818

**PETITION FOR EXTENSION OF TIME  
37 C.F.R. § 1.136(a)**

Box FWC  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicant petitions the Assistant Commissioner for Patents under 37 C.F.R. § 1.136(a), to extend the time for response to the Final Office action dated October 2, 1997. This extension will extend the time the response is due from February 2, 1997 to April 2, 1997.

- ☐ A [one/two/three/four] month(s) extension is requested; the extension fee is [\$110.00/\$390.00/\$930.00/\$1470.00].
- ☒ A third month extension is requested; the extension fee is \$465.
- ☒ A one month Petition for Extension of Time was previously filed with the appropriate fee on February 3, 1997.

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- ☐ The shortened statutory period has been reset by an Advisory Action dated .
- ☒ A check for the amount of \$410.00 is attached.
- ☐ Charge \$0 to **Deposit Account No. 03-1952.**

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment to **Deposit Account No. 03-1952.** A duplicate copy of this petition is enclosed for that purpose.

Dated: April 2, 1997

Respectfully submitted,

By:   
Antoinette F. Konski  
Registration No. 34,202

Morrison & Foerster LLP  
755 Page Mill Road  
Palo Alto, California 94304-1018  
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